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**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

WOODROW JUNE MARSHALL,  
Petitioner,  
vs.  
JEREMY BEAN, *et al.*,  
Respondent

Case No. 2:23-cv-01394-APG-DJA

**MOTION FOR AN EXTENSION OF TIME  
TO FILE RESPONSE TO PETITION FOR  
WRIT OF HABEAS CORPUS  
(ECF NO. 9)**

**(THIRD REQUEST)**

Respondents, through legal counsel, Aaron D. Ford, Attorney General of The State of Nevada, and Michael J. Bongard, Senior Deputy Attorney General, hereby move this court for a sixty (60) day enlargement of time, up to and including, July 8, 2024, in which to submit the response to Petitioner Woodrow Marshall's Petition for Writ of Habeas Corpus. ECF No. 9. The response is currently due May 9, 2024.

This is Respondents' third request for an extension of time in which to file the responses and made in good faith and not for purposes of delay.

DATED this 3<sup>rd</sup> day of May, 2024.

AARON D. FORD  
Attorney General

By: /s/ Michael J. Bongard  
Michael J. Bongard (Bar No. 007997)  
Senior Deputy Attorney General

## **DECLARATION OF MICHAEL J. BONGARD**

1. I am a Senior Deputy Attorney General employed by the Attorney General's Office of the State of Nevada in the Post-Conviction Division, and I make this declaration on behalf of Respondents' Motion for Enlargement of Time to file the response and index of exhibits to the amended petition filed in the above-captioned case. By this motion, I am requesting an enlargement of time of sixty (60) days enlargement of time, up to and including, July 8, 2024, to file and serve the response. The response is currently due May 9, 2024.

2. The appeal of Marshall's second state habeas corpus petition is still pending in the Nevada Supreme Court in case number 87431. According to the Nevada Supreme Court's website, the Court ordered the transfer of the matter to the Nevada Court of Appeals on March 25, 2024.

3. A rough draft of the motion to dismiss Marshall’s petition has been prepared. However, the results of the state habeas proceedings will potentially change the procedural posture of claims in Marshall’s petition. Additionally, respondents will have to include the documents from the appeal in the state court record. Granting the extension will conserve Attorney General’s Office resources by resulting in the filing of only one response and one set of exhibits. The extension will also conserve Court resources because the Court will only have to review one set of exhibits and one initial response to Marshall’s petition.

For the reasons stated herein, Counsel respectfully requests the Court grant the motion for  
enlargement of time to July 8, 2024, to file the response to the petition in this matter.

DATED this 3<sup>rd</sup> day of May, 2024.

By: /s/ Michael J. Bongard  
Michael J. Bongard (Bar No. 007997)  
Senior Deputy Attorney General

## IT IS SO ORDERED:

  
UNITED STATES DISTRICT JUDGE

Dated: May 6, 2024